

“Getting Educated on the Fourth Amendment”

Goal of CLE: Provide with a methodical analysis of how to deal with 4th Amendment Issues with hypotheticals applies to the analysis

Part 1 Learning the Basics of the Law(90 minutes)

1. Was there a search or seizure of a person, a place, a thing?
2. If so, was it an unreasonable search or seizure?
3. Was a warrant required?
4. If so, and if the police had no warrant, did a recognized exception apply?
5. If the search was unreasonable, does the person seeking to complain about it have standing to complain?
6. If the person has standing, and if the search or seizure was unreasonable, should the exclusionary rule be applied as a "remedy" (what is the "remedy" of exclusion intended accomplish)?

